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TO:  
Mail Stop Amendments  
Group Art Unit 3762

FROM:  
Jason D. Kelly

COMPANY:  
U.S. Patent & Trademark Office

DATE:  
MARCH 21, 2006

FAX NUMBER:  
571-273-8300

TOTAL NO. OF PAGES INCLUDING COVER:  
3

PHONE NUMBER:

SENDER'S REFERENCE NUMBER:  
1023-363US01

RE:  
Supplemental Information Disclosure  
Statement

APPLICATION SERIAL NUMBER:  
10/825,953

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth T. Heruth; Confirmation No. 8229  
Keith A. Miesel  
Serial No.: 10/825,953  
Filed: April 15, 2004 Customer No.: 28863  
Examiner: Unknown  
Group Art Unit: 3762 Docket No.: 1023-363US01  
Title: CONTROLLING THERAPY BASED ON SLEEP ACTIVITY

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CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on March 21, 2006.

By: Shirley A. Betlach  
Name: Shirley A. Betlach

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendments  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits the references listed on the attached form PTO-1449. This statement is being filed, to the best of Applicant's knowledge, before the receipt of a first Office Action on the merits.

Copies of the U.S. patents are not enclosed as this requirement has been waived by the U.S. Patent Office.

Respectfully submitted,

Date: 3/21/06

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